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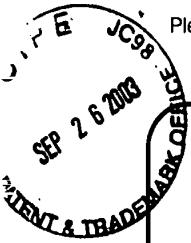
PTO/SB/21 (08-00)

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AF /3739

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

		Application Number	09/883,991
		Filing Date	June 20, 2001
		First Named Inventor	B. LEVIN
		Group Art Unit	3739
		Examiner Name	K. SCHOPFER
Total Number of Pages in This Submission	16	Attorney Docket Number	10527/11

ENCLOSURES (check all that apply)

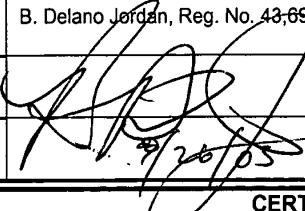
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	B. Delano Jordan, Reg. No. 43,698
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

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RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE
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REQUEST FOR RECONSIDERATION

Applicants hereby respectfully request that the newly assigned Examiner reconsider and withdraw the finality of the outstanding Office Action. Specifically, Applicants experienced considerable difficulty in reaching the former Examiner throughout the prosecution of this case. For example, Applicants were unable to conduct an interview with the former Examiner before filing the Response dated April 28, 2003. In addition, Applicants have left several unreturned messages over the last month and a half with the former Examiner only to find out that he is no longer with the U.S. Patent and Trademark Office. Accordingly, Applicants assert that the finality of the outstanding Office Action is premature because as a question of practice there has not been a full opportunity to develop the issues in the present case.



RESPONSE UNDER 37 C.F.R. §1.116
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSIGNEE : INTEL CORPORATION
SERIAL NO. : 09/883,991
APPLICANT : B. LEVIN
FILED : June 20, 2001
TC/ART UNIT : 3739
EXAMINER : M. Peffley
DOCKET NO. : 10527/11
CUSTOMER NO. : 23838
FOR : TRACKING SURGICAL IMPLEMENTS WITH INTEGRATED CIRCUITS

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11/07/2003 LFULTON 0000006 110600 09883991 RESPONSE TO OFFICE ACTION TECHNOLOGY CENTER R3700
01 FC:2202 9.00 DA

Dear Sirs:

In response to the Office Action mailed on July 11, 2003, Applicants submit the following.

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